

No. 9/5/84-6Lab./7581.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workman and the management of M/s Haryana Dairy Development Co-operative Federation Ltd., Gohana Road, Milk Plant, Rohtak.

BEFORE SHRI B. P. JINDAL, PRESIDING OFFICER, LABOUR COURT, ROHTAK

Reference No. 73 of 1983

between

SHRI SHAM LAL, WORKMAN AND THE MANAGEMENT OF M/S HARYANA DAIRY DEVELOPMENT CO-OPERATIVE FEDERATION LTD., GOHANA ROAD, MILK PLANT, ROHTAK

Present:—

Shri S. N. Vats, A. R. for the workman.

Shri K. L. Nagpal, A. R. for the management.

AWARD

1. In exercise of the powers conferred by clause (c) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute, between the workman Shri Sham Lal and the management of M/s. Haryana Dairy Development Co-operative Federation Ltd., Gohana Road, Milk Plant, Rohtak, to this Court, for adjudication,—vide Labour Department Gazette Notification No. ID/30627—32, dated 19th June, 1983 :—

Whether the termination of services of Shri Sham Lal, was justified and in order? If not, to what relief is he entitled?

2. After receipt of the order of reference, notices were issued to the parties. The parties appeared. The claim of the workman is that he was employed with the respondent for the last about eight years, but the respondent choose to terminate his services unlawfully in flagrant disregard of the Industrial Disputes Act, 1947.

3. Before any reply could be filed by the respondent, the respondent placed on record a copy of the Hon'ble High Court of Punjab and Haryana, dated 4th April, 1984,—vide which, proceedings in this case in this Court were stayed. The Writ Petition, in which, proceedings were stayed by the Hon'ble High Court was decided on 18th September, 1984. In view of this decision in Civil Writ Petition No. 1556 of 1984 titled Haryana Dairy Development Co-operative Federation Ltd., Chandigarh v/s. State of Haryana and others, the learned Authorised Representative of the workman stated that this reference is bad in law and as such, he does not want to prosecute the same and so the same be dismissed. It is ordered accordingly. The reference is answered and returned accordingly. There is no order as to cost.

Dated the 2nd August, 1985.

B. P. JINDAL,
Presiding Officer,
Labour Court, Rohtak.

Endorsement No. 73-83/1417, dated 2nd September, 1985.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

B. P. JINDAL,
Presiding Officer,
Labour Court, Rohtak.

No. 9/5/84-6Lab./7582.—In pursuance of the provisions of Section 17 the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workman and the management of M/s. Haryana Dairy Development Co-operative Federation Ltd., Gohana Road, Milk Plant, Rohtak.

BEFORE SHRI B. P. JINDAL, PRESIDING OFFICER, LABOUR COURT, ROHTAK

Reference No. 75 of 83

between

SHRI SAT PAL, WORKMAN AND THE MANAGEMENT OF M/S. HARYANA DAIRY DEVELOPMENT CO-OPERATIVE FEDERATION LTD., GOHANA ROAD, MILK PLANT, ROHTAK

Present:—

Shri S. N. Vats, A.R. for the workman.

Shri K. L. Nagpal, A. R. for the management.

AWARD

1. In exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute, between the workman Shri Sat Pal and the management of M/s. Haryana Dairy Development Co-operative Federation Ltd., Gohana Road, Milk Plant, Rohtak, to this Court, for adjudication.—*vide* Labour Department Gazette Notification No. ID/3641-46, dated 29th June, 1983.—

Whether the termination of services of Shri Sat Pal was justified and in order? If not, to what relief is he entitled?

2. After receipt of the order of the reference, notices were issued to the parties. The parties appeared. The claim of the workman is that he was employed with the respondent since 11th August, 1978 but the respondent choose to terminate his services unlawfully on 4th July, 1981 in flagrant disregard of the industrial Disputes Act, 1947.

3. Before any reply could be filed by the respondent, the respondent placed on record a copy of the order of the Hon'ble High Court of Punjab and Haryana dated 4th April, 1984,—*vide* which, proceedings in this case in this Court were stayed. The Writ Petition, in which, proceedings were stayed by the Hon'ble High Court was decided on 18th September 1984. In view of this decision in civil Writ Petition No. 1556 of 1984 titled Haryana Dairy Development Co-operative Federation Ltd., Chandigarh V/s. State of Haryana and others, the learned Authorised Representative of the workman stated that this reference is bad in law and as such he does not want to prosecute the same and so the same be dismissed. It is ordered accordingly. The reference is answered and returned accordingly. There is no order as to cost.

B. P. JINDAL,

Presiding Officer,
Labour Court, Rohtak.

Dated, the 2nd August, 1985.

Endorsement No. 75-83/1418, dated the 2nd September, 1985

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

B. P. JINDAL,

Presiding Officer,
Labour Court, Rohtak.

No. 9/5/84-6Lab./7583.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workman and the management of M/s Haryana Dairy Development Co-operative Federation Ltd., Gohana Road, Milk Plant, Rohtak.

BEFORE SHRI B. P. JINDAL, PRESIDING OFFICER, LABOUR COURT,
ROHTAK

Reference No. 78 of 1983

between

SHRI AWDESH PANDEY, WORKMAN AND THE MANAGEMENT OF M/S HARYANA
DAIRY DEVELOPMENT CO-OPERATIVE FEDERATION LTD., GOHANA ROAD,
MILK PLANT, ROHTAK

Present—

Shri S. N. Vats, A. R. for the workman.

Shri K. L. Nagpal, A. R. for the management.

AWARD

1. In exercise of the powers conferred by clause (c) of sub-section (i) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute between the workman Shri Awdesh Pandey and the management of M/s Haryana Dairy Development Co-operative Federation Ltd., Gohara Road, Milk Plant, Rohtak, to this Court for adjudication,—vide Labour Department Gazette Notification No. ID/30662-67, dated 29th June, 1983 :—

Whether the termination of services of Shri Awdesh Pandey was justified and in order ? If not, to what relief is he entitled ?

2. After receipt of the order of reference, notices were issued to the parties. The parties appeared. The claim of the workman is that he was employed with the respondent since 7th July, 1979 but the respondent choose to terminate his services unlawfully on 13th July, 1981 in flagrant disregard of the Industrial Disputes Act, 1947.

3. Before any reply could be filed by the respondent, the respondent placed on record a copy of the order of the Hon'ble High Court of Punjab and Haryana, dated 4th April, 1984,—vide which, proceedings in this case in this Court were stayed. The Writ Petition, in which, proceedings were stayed by the Hon'ble High Court was decided on 18th September, 1984. In view of this decision in Civil Writ Petition No. 1556 of 1984 titled Haryana Dairy Development Co-operative Federation Ltd., Chandigarh V/s. State of Haryana and others, the learned Authorised Representative of the workman stated that this reference is bad in law and as such he does not want to prosecute the same and so the same be dismissed. It is ordered accordingly. The reference is answered and returned accordingly. There is no order as to cost.

B. P. JINDAL,

Presiding Officer,
Labour Court, Rohtak.

Dated, the 2nd August, 1985.

Endst. No. 78-83/1419, dated 2nd September, 1985.

Forwarded (four copies), to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under Section 15 of the Industrial Disputes Act, 1947.

B. P. JINDAL,

Presiding Officer,
Labour Court, Rohtak.

No. 9/5/84-Lab/7610.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workman and the management of M/s Venus Paper Mills Ltd., (Packaging Division), Faridabad :—

BEFORE SHRI B. P. JINDAL, PRESIDING OFFICER, LABOUR COURT, ROHTAK

Reference No. 42 of 85

between

SHRI LALLAN RAM, WORKMAN AND THE MANAGEMENT OF M/S VENUS PAPER MILLS LIMITED, (PACKAGING DIVISION), FARIDABAD

None for the workman.

Shri Harish Puri, A. R. for the management.

AWARD

1. In exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana, referred the following dispute between the workman Shri Lallan Ram and the management of M/s. Venus Paper Mills Limited (Packaging Division), Faridabad, to this Court, for adjudication,—vide Labour Department Gazette Notification No. 11348-53, dated 20th March, 1985:—

Whether the termination of services of Shri Lallan Ram is justified and in order ? If not, to what relief is he entitled ?

2. After receipt of the order of reference, notices were issued to the parties. The case of the workman is that he was employed with the respondent as a Operator since 16th July, 1978 on monthly wages of Rs. 345 but the respondent choose to terminate his services unlawfully on 29th March, 1984 in gross violation of the provisions of the Industrial Dispute Act, 1947.

3. The repondent appeared on 2nd August, 1984 in pursuance of notice issued and filed in the Court settlement Ex. M-1,—*vide* which, the claim of the workman has been fully satisfied and this is the reason that on 2nd August, 1985 the workman did not appear to prosecute this reference. So, the only inference possible is that the workman has fully settled his claim with the respondent,—*vide* settlement Ex. M-1 and as such nothing survives for adjudication. The reference is answered and returned accordingly. There is no order as to cost.

Dated, the 2nd August, 1985.

B. P. JINDAL,
Presiding Officer,
Labour Court, Rohtak,

Endst. No. 42-85/1423, dated, 2nd September, 1985.

Forwarded (four copies), to the Secretary to Government, Haryana, Labour & Employment Departments Chandigarh, as required under Section 15 of the Industrial Disputes Act, 1947.

B. P. JINDAL,
Presiding Officer,
Labour Court, Rohtak,

The 24th September, 1985

No. 9/5/84-6Lab./8035.—In pursuance of the provisions of Section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947) the Governor of Haryana is pleased to publish the following award of Presiding Officer, Labour Court Ambala in respect of the dispute between the workman and management of M/s Tiger Rubber Industries care Super Agriculture, Kunjpura Road, Karnal.

IN THE COURT OF SHRI V. P. CHAUDHARY, PRESIDING OFFICER, LABOUR COURT
AMBALA

Reference No. 29 of 1985

SHRI SADHU RAM WORKMAN AND THE MANAGEMENT OF MESSRS TIGER RUBBER
INDUSTRIES CARE SUPER AGRICULTURE, KUNJPURA ROAD, KARNAL

Present:

Shri Jang Bahadur for workman.
None for respondent.

AWARD

The Hon'ble Governor of Haryana in the exercise of powers conferred by clause (c) of sub-section (i) of Section 10 of the Industrial Disputes Act, 1947 referred the dispute between Shri Sadhu Ram workman and the management of messrs Tiger Rubber Industries care Super Agriculture, Kunjpura Road, Karnal. The terms of the reference are as under:—

“Whether the termination of services of Shri Sadhu Ram workman was justified and in order? if not to what relief is he entitled to?”

Shri Sadhu Ram workman has challenged the respondent management through this reference alleging that he was employed as Jacketting Man @ Rs. 450 p.m, with the respondent. On 16th September, 1984 his services were terminated in contravention of section 25 (F) of the industrial Disputes Act, 1947. He has prayed for re-instatement in continuity of service with full back wages.

Respondent was served, but he refused to accept the process. On the report of the Postman *ex parte* proceedings were taken up against the respondent.

In *ex parte* proceedings workman examined himself. He supported his case as narrated above. I have heard the authorised representative of workman and have persued the *ex parte* evidence I think that claim of the workman is justified. His termination is against the law. Accordingly I pass an *ex parte* award in favour of workman and against the management, while giving him full relief of re-instatement incontinuity in service with full back wages.

24th July, 1985.

V. P. CHAUDHARY,
Presiding Officer,
Labour Court, Ambala.

Endst. No. 1793, dated 31st July, 1985.

Forwarded (Four Copies) to the Financial Commissioner and Secretary to Government Haryana Labour & Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

V. P. CHAUDHARY,
Presiding Officer,
Labour Court, Ambala.